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RESOLUTION NO. 04-268

RESOLUTION OF FINDINGS OF ADVISABILITY AND
RESOLUTION AUTHORIZING CONSTRUCTION OF **LATERAL 370,
FOUR MILE CREEK SEWER**, REED'S COVE 3RD ADDITION (EAST OF
127TH STREET EAST, SOUTH OF 21ST) PROJECT NO. 468-83815, IN THE
CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF
ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF
WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF
WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE
ADVISABILITY OF CONSTRUCTING **LATERAL 370, FOUR MILE
CREEK SEWER**, REED'S COVE 3RD ADDITION, IN THE CITY OF
WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That it is necessary and in the public interest to construct **Lateral 370,
Four Mile Creek Sewer**, Reed's Cove 3rd Addition, in the City of Wichita, Kansas.

SECTION 2. That the cost of said improvements provided for hereof is estimated to be
Four Hundred Five Thousand Dollars (\$405,000), exclusive of the cost of interest on borrowed
money, with 100 percent payable by the improvement district. Said estimated cost as above set
forth is hereby increased at the pro-rata rate of 1 percent per month from and after May 1, 2004.

SECTION 3. That all costs of said improvements attributable to the
improvement district, when ascertained, shall be assessed against the land lying within the im-
provement district described as follows:

REED'S COVE 3RD ADDITION

Lots 1 thru 29, Block A

Lots 1 thru 18, Block B

SECTION 4. That the method of apportioning all costs of said improvements attributable to the
owners of land liable for assessment shall be on a fractional basis.

That above said Lots 1 through 11, Block A; Lots 21 through 29, Block A; Lots 1 through 7,
Block B, and; Lots 17 and 18, Block B, Reed's Cove 3rd Addition, shall each pay 4/206 of the
total cost payable and that Lots 12 through 20, Block A, and; Lots 8 through 16, Block B, Reed's
Cove 3rd Addition, shall each pay 5/206 of the total cost payable by the improvement district.

Where the ownership of a single lot is or may be divided into two or more parcels, the
assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot
basis.

SECTION 5. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 6. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefor, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 7. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq. as amended.

SECTION 8. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 9. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

ADOPTED at Wichita, Kansas, May 18, 2004.

CARLOS MAYANS, MAYOR

ATTEST:

KAREN SUBLETT, CITY CLERK

(SEAL)